

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

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INTELLECTUAL PROPERTY LAW  
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LOS ANGELES, CA 90025FACSIMILE: (310) 820-5988  
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**CENTRAL FAX CENTER****FACSIMILE COVER SHEET****JUL 20 2006**

Deliver to: Schubert, Kevin R., USPTO Art Group: 2137  
 Facsimile No.: (571) 273-8300 Date: July 20, 2006  
 From: Thomas M. Coester, Reg. No. 39,637  
 Our Docket No.: 4860P2441 Number of pages 21 including this sheet.  
 Application No.: 09/918,602 Filing Date: 7/30/2001  
 Docket Due Date(s): 7/21/2006

Enclosed are the following documents:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Amendment: <u>After Final</u> ( <u>17</u> pgs)  | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief ( <u>    </u> pgs)                            | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Application: <u>                                </u>       | <input type="checkbox"/> Petition for: <u>                                </u>    |
| ( <u>    </u> pgs) w/cover & abstract)  | <input type="checkbox"/> Request for Continued Examination (RCE)                  |
| <input type="checkbox"/> Assignment & Cover Sheet ( <u>    </u> pgs)                | <input type="checkbox"/> Reply Brief ( <u>    </u> pgs)                           |
| <input type="checkbox"/> Certificate of <u>                                </u>     | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Continued Prosecution Application (CPA)                    | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Declaration & POA ( <u>    </u> pgs)                       | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Drawings: <u>    </u> sheets, <u>    </u> figures          | <input type="checkbox"/> Response to Written Opinion ( <u>    </u> pgs)           |
| <input type="checkbox"/> Extension of Time: <u>                                </u> | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)                  | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> IDS & PTO/SB/08 ( <u>    </u> pgs)                         | <input checked="" type="checkbox"/> Transmittal Letter                            |
| <input type="checkbox"/> Other <u>                                </u>              |   |

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

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Amber D. Saunders7/20/2006

Date

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JUL 20 2006

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No. 09/918,602	
		Filing Date July 30, 2001	
		First Named Inventor Christopher P. JALBERT	
		Art Unit 2137	
		Examiner Name Schubert, Kevin R.	
Total Number of Pages in This Submission 21		Attorney Docket Number 4860P2441	

  

<b>ENCLOSURES (check all that apply)</b>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SE/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">-facsimile cover sheet</div>
Remarks		

  

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or individual name	Thomas M. Coester, Reg. No. 39,637 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>Thomas Coester</i>
Date	July 20, 2006

  

<b>CERTIFICATE OF MAILING/TRANSMISSION</b>	
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.	
Typed or printed name Amber D. Saunders	
Signature <i>Amber D. Saunders</i>	Date July 20, 2006

Based on PTO/SE/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/1) 11/30/2005.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JUL 20 2006

**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

**Complete if Known**

Application Number	09/918,602
Filing Date	July 30, 2001
First Named Inventor	Christopher P. JALBERT
Examiner Name	Schubert, Kevin R.
Art Unit	2137
Attorney Docket No.	4860P2441

**METHOD OF PAYMENT (check all that apply)**
☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) ·

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
☒ Credit any overpayments**FEE CALCULATION****1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
20*	0	50.00	\$0.00
Independent Claims	3*	200.00	\$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1202	2202	50	26	Claims in excess of 20
1201	2201	300	100	Independent claims in excess of 3
1203	2203	360	180	Multiple Dependent claim, if not paid
1204	2204	790	395	**Reissue independent claims over original patent
1205	2205	500	150	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (1)

(\$)

0.00

\*\*or number previously paid, if greater, For Reissues, see below

**2. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1051	2051	130	85	Surcharge - late filing fee or oath
1052	2052	50	26	Surcharge - late provisional filing fee or cover sheet
2053	2053	130	130	Non-English specification
1251	2251	120	60	Extension for reply within first month
1252	2252	450	225	Extension for reply within second month
1253	2253	1,020	510	Extension for reply within third month
1254	2254	1,590	795	Extension for reply within fourth month
1255	2255	2,180	1,090	Extension for reply within fifth month
1401	2401	500	250	Notice of Appeal
1402	2402	500	250	Filing a brief in support of an appeal
1403	2403	1,000	500	Request for oral hearing
1451	2451	1,510	1,510	Petition to institute a public use proceeding
1460	2460	130	130	Petitions to the Commissioner
1807	1807	50	50	Processing fee under 37 CFR 1.17(a)
1808	1808	180	180	Submission of Information Disclosure Sheet
1809	1809	790	395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	2810	790	395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

Fee Paid

**SUBMITTED BY**Name (Print/Type) **Thomas M. Coester**Registration No.  
(Attorney/Agent)

39,637

Complete (if applicable)

Telephone (310) 207-3800

Signature

*Thomas Coester*

Date

07/20/06

Based on PTO/SPB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/ 12/16/2004).  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JUL 20 2006

**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

**Complete if Known**

Application Number	09/918,602
Filing Date	July 30, 2001
First Named Inventor	Christopher P. JALBERT
Examiner Name	Schubert, Kevin R.
Art Unit	2137
Attorney Docket No.	4860P2441

**METHOD OF PAYMENT (check all that apply)**
☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
☒ Credit any overpayments**FEE CALCULATION****1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
20	0	50.00	\$0.00
Independent Claims	0	200.00	\$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 380	2203 180	Multiple Dependent claims, if not paid
1204 780	2204 395	**Release independent claims over original patent
1205 300	2205 150	**Release claims in excess of 20 and over original patent

SUBTOTAL (1)

(\$) 0.00

\*\*or number previously paid, if greater. For Releases, see below

**2. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1051 130	2051 65	Surcharge - late filing fee or oath
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet
2053 130	2053 130	Non-English specification
1251 120	2251 60	Extension for reply within first month
1252 450	2252 225	Extension for reply within second month
1253 1,020	2253 510	Extension for reply within third month
1254 1,690	2254 795	Extension for reply within fourth month
1255 2,160	2255 1,080	Extension for reply within fifth month
1401 500	2401 250	Notice of Appeal
1402 500	2402 250	Filing a brief in support of an appeal
1403 1,000	2403 500	Request for oral hearing
1451 1,510	2451 1,510	Petition to Institute a public use proceeding
1460 130	2460 130	Petitions to the Commissioner
1807 50	1807 50	Processing fee under 37 CFR 1.17(a)
1806 180	1806 180	Submission of Information Disclosure Stmt
1809 790	1809 395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

Fee Paid

**SUBMITTED BY**

Name (Print/Type) Thomas M. Coester

Registration No.  
(Attorney/Agent)

39,637

Complete (if applicable)

Telephone (310) 207-3800

Signature

Thomas Coester

Date 07/20/06

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 12/15/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

PATENT  
Attorney Docket No. 004860.P2441

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christopher P. Jalbert et al.

Application No.: 09/918,602

Filed: July 30, 2001

For: **MUTUALLY AUTHENTICATED  
SECURE KEY EXCHANGE (MASKE)**

Examiner: Schubert, Kevin R.

Art Unit: 2137

Confirmation No.: 5216

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

In response to the Final Office Action mailed April 21, 2006, in connection with the above referenced patent application, Applicants respectfully request entry of the following amendments and request reconsideration in view of the following remarks.